

SOCIAL WELFARE (LA) DEPARTMENT
A B S T R A C T

Social Welfare Department – Mahabubnagar District – Mekaguda H/o Nandigam Village – Kothur Mandal - Acquisition of land for an extent of Ac.3.12 Cents in Sy.No.804/A for provision of house sites to the weaker section people – Payment of Rs.4,45,539/- towards decretal charges in A.S.No.186/97 against OP.No.57/88– Permission accorded - Orders Issued.

G.O.Rt.No.703

Dated:-15.10.2008.
Read the following:-

- 1.From the District Collector, Mahabubnagar,No.G2/33/2005, dated.23.03.2006.
- 2.From the Commissioner of Social Welfare, A.P., Hyderabad, Lr.Rc.No. LA2/1501/2006, dt.20.04.2006.

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O R D E R:-

The Commissioner of Social Welfare, A.P., Hyderabad, in his letter 2nd read above, while forwarding the proposals of the District Collector, Mahabubnagar, in his letter 1st read above, has requested the Government to release of an amount of Rs.4,45,539/-(Rupees four lakhs forty five thousand five hundred and thirty nine only) towards decretal charges in A.S.No.186/97 against OP.No.57/88 to comply with Court orders.

2. The Land Acquisition Officer, Kothur, has acquired the land for an extent of Ac.3.12 Cents in Sy.No.804/A situated within the limits of Mekaguda H/o Nandigam Village, Kothur Mandal of Mahabubnagar District for provision house sites to weaker sections. The LAO has fixed the market value as Rs.3,500/- per acre vide his Award Proceedings.No.C3/1629/83, dated.19.11.1983. Under section 18 of the LA, Act, the Lower Court, has enhanced the compensation from Rs.3,500/- to Rs.5,000/- per acre in its judgment, dated.12.07.1995 in OP.No.57/88. Accordingly, an amount of Rs.14,280/- was deposited in the Court as reported by the District Collector, Mahabubnagar. Challenging the judgment of the Sub-Court, the LAO has preferred an appeal in the Hon'ble High Court and the same was numbered as A.S.No.186/97. The Hon'ble High Court, has further enhanced the compensation from Rs.5,000/- to Rs.30,000/- per acre in its orders, dated.05.08.2004 in A.S.No.186/97.

3. The Government Pleader, has opined that there are no grounds to challenge the judgment, vide his letter A.S.No.186/97/A3, dated.05.08.2004. However, as per the instructions of the District Collector, Mahabubnagar, the LAO has preferred second appeal in the Hon'ble Supreme Court of India and was numbered as SLP.No.CC.7548/2005. After hearing the Counsel, the Hon'ble Supreme Court of India in its order, dated.22.08.2005 has dismissed the SLP on the grounds of delay. Regarding delay caused in filing SLP in the Hon'ble Supreme Court of India, the District Collector, Mahabubnagar, has stated that the reasons were called for from the MRO concerned and after receipt of the report, action will be initiated against the concerned.

4. Government, after careful examination of the above proposal, and in consultation with Law and Finance Departments, hereby accord sanction for an amount of **Rs.4,45,539/- (Rupees four lakhs forty five thousand five hundred and thirty nine only)** towards decretal charges in A.S.No.186/97 against OP.No.57/88 to comply with Court orders, for the lands acquired for providing house sites to the weaker section people of Mahabubnagar District.

5. The expenditure sanctioned in para (4) above shall be debited to "2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites to weaker sections in Rural Areas under Indiramma Programme - 310/312 – other Grant-in-aid" from the available provision during 2008-09.

6. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to issue necessary proceedings to the District Collector, Mahabubnagar, to comply with the Court orders.

7. The District Collector, Mahabubnagar, shall verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount, if any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

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8. The District Collector, Mahabubnagar, shall initiate disciplinary action against the LAOs and other responsible officials for the delay of more than five (5) years for referring the case to the Lower Court and another delay for filing appeal to the Hon'ble Supreme Court of India and also to recover the interest amount from them for the delay period.

9. This order issued with the concurrence of Finance (Exp.SW) Department vide their U.O. No.21770/353/A1/Exp.SW/08, Dated:09.09.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Social Welfare, A.P., Hyderabad.,
The District Collector, Mahabubnagar.
The Director of Treasuries & Accounts, A.P. Hyderabad.
The Pay & Accounts Officer, Hyderabad.
The Accountant General, A.P., Hyderabad.
The Dist. Treasury Office, Mahabubnagar.
Copy to:
Finance (Exp.SW/BG) Department.
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER